

BEFORE THE  
POSTAL REGULATORY COMMISSION  
WASHINGTON, D.C. 20268-0001

COMPETITIVE PRODUCT PRICES  
GLOBAL EXPEDITED PACKAGE SERVICES CONTRACTS  
NON-PUBLISHED RATES 2 (MC2010-29)

Docket No. CP2011-45

**NOTICE OF THE UNITED STATES POSTAL SERVICE OF FILING MODIFICATION  
TO GLOBAL EXPEDITED PACKAGE SERVICES – NON-PUBLISHED RATES 2  
CUSTOMER CONTRACT SERIAL NUMBER ENDING: 0048**  
(August 5, 2011)

On March 29, 2011, the United States Postal Service (Postal Service) gave notice of filing, in the above-referenced docket, Global Expedited Package Services – Non-Published Rates 2 (GEPS NPR 2) customer agreements with serial numbers ending in 0048, 0054-0064, and 0066-0067.<sup>1</sup> This notice concerns the customer agreement with the serial number NPR2-FY11-JAN11-M-T8-0048 (Agreement), an unredacted version of which was filed with the Commission under seal, as part of the Postal Service's March 29, 2011 filing in this docket.

A modification of the customer agreement with the serial number NPR2-FY11-JAN11-M-T8-0048 (Agreement) was recently signed. The modification revises Article 4, paragraph 1 of Article 11, and Article 18 of the Agreement. Article 4 is revised by adding an additional sentence that states that any Express Mail International and/or Priority Mail International that is mailed using rates unrestricted to certain ZIP code areas under the companion GEPS NPR 2 agreement with the same Mailer (NPR2-FY11-MAY11-N-T8-0127), which the Postal Service recently filed in this docket, does

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<sup>1</sup> Customer Contract Filing Notice for Global Expedited Package Services – Non-Published Rates Serial Numbers Ending: 0048, 0054-0064 and 0066-0067, Docket No. CP2011-45, March 29, 2011.

not qualify as Qualifying Mail under this Agreement. Paragraph 1 of Article 11 is revised to remove a typographical error. Article 18 is revised so that it mentions the companion GEPS NPR 2 agreement with the same Mailer.

A redacted version of the modification is filed publicly as Attachment 1, and an unredacted version of the modification is filed under seal. With respect to the non-public version of the modification that is filed under seal, the Postal Service hereby incorporates its Application for Non-Public Treatment filed in conjunction with its December 15, 2010 notice in this docket.<sup>2</sup>

Respectfully submitted,

UNITED STATES POSTAL SERVICE  
By its attorneys:

Anthony F. Alverno  
Chief Counsel, Global Business  
Corporate and Postal Business Law Section

Christopher C. Meyerson  
Attorney

475 L'Enfant Plaza, S.W.  
Washington, D.C. 20260-1137  
(202) 268-7820; Fax -5628  
christopher.c.meyerson@usps.gov  
August 5, 2011

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<sup>2</sup> Notice of the United States Postal Service Concerning Global Expedited Package Services – Non-Published Rates and Application for Non-Public Treatment of Materials Filed Under Seal, Docket No. CP2011-45, December 15, 2010, Attachment 1, *available at* <http://prc.gov/Docs/71/71227/Notice%20GEPS%20NPR%202.pdf>.

**MODIFICATION ONE TO THE  
GLOBAL CUSTOMIZED MAIL AGREEMENT BETWEEN  
THE UNITED STATES POSTAL SERVICE AND**

[REDACTED]

This Modification amends the Global Customized Mail Agreement ("Agreement") between [REDACTED]

[REDACTED] and the United States Postal Service ("USPS"), an independent establishment of the Executive Branch of the United States Government, with offices at 475 L'Enfant Plaza SW, Washington, DC 20260-9998, signed by the Mailer on February 15, 2011, and signed by the USPS on February 17, 2011. The Mailer and the USPS may be referred to individually as a "Party" and together as the "Parties."

The purpose of this Modification is to change the wording of Article 4, Article 11, Paragraph 1, and Article 18 of the Agreement.

Article 4 of the Agreement shall now read as follows:

**ARTICLE 4. QUALIFYING MAIL**

Only mail that meets the requirements set forth in IMM 220 for Express Mail International and in IMM 230 for Priority Mail International shall be considered as Qualifying Mail, except as those requirements conflict with the applicable specific preparation requirements set forth in Article 6. Any Express Mail International and/or Priority Mail International that is mailed using rates unrestricted to certain defined ZIP Code areas under the companion Global Customized Mail Agreement with the Mailer for Express Mail International and Priority Mail International does not qualify as Qualifying Mail under this Agreement.

Article 11, Paragraph 1 of the Agreement shall now read as follows:

**ARTICLE 11. MINIMUM COMMITMENT**

1. The Mailer is required to meet an annualized minimum commitment of [REDACTED]
- [REDACTED]

Article 18 of the Agreement shall now read as follows:

**ARTICLE 18. ENTIRE AGREEMENT AND SURVIVAL**

This Agreement for customized prices for EMI and PMI Qualifying Mail, as defined in Article 4 of this Agreement, that is presented to the USPS in defined ZIP Code areas, including all Annexes thereto, along with the companion Agreement with the Mailer for nationwide customized prices for certain EMI and PMI, as defined in Article 4 of that Agreement, including all Annexes thereto, and any corresponding written local pickup agreements, shall constitute the entire agreement between the Parties regarding customized prices for EMI and PMI. Any other prior understanding or representation of any kind preceding the date of these Agreements as it pertains to EMI and PMI shall not be binding upon either Party except to the extent incorporated in this Agreement. The provisions of Article 7, Paragraph 5, Article 8, Paragraph 4, and Article 20 shall expire ten (10) years from the date of termination or expiration of this Agreement.

All other terms and conditions of the Agreement shall remain in force.

The Mailer acknowledges that the Modification and supporting documentation will be filed with the Postal Regulatory Commission ("Commission") in a docketed proceeding (CP2011-45, Serial Number NPR2-FY11-JAN11-N-T8-0048). The Mailer authorizes the USPS to determine the scope of information that must be made publicly available in any Commission docketed proceeding. The Mailer further understands that any unredacted portion of the Modification or supporting information will be available on the Commission's public website, <http://www.prc.gov>. The Mailer has the right, in accordance with the Commission's rules, to address its confidentiality concerns directly with the Commission. The procedure for making an application to the Postal Regulatory Commission for non-public treatment of materials believed to be protected from disclosure is found at Title 39, Code of Federal Regulations, Section 3007.22 found on the Commission's website, <http://www.prc.gov/Docs/63/63467/Order225.pdf>.

The Parties may execute this Modification in one or more counterparts (including by facsimile or by electronic means such as .pdf format). Not all Parties need be signatories to the same document. All counterpart signed documents shall be deemed an original and one instrument.

In witness whereof, this Modification is deemed executed on the latter of the two dates accompanying the Parties' signatures.

**ON BEHALF OF THE UNITED STATES POSTAL SERVICE:**

Signature:

Frank A. Cebello

Name:

Frank A. Cebello

Title:

Executive Director, Global Business Management

Date

6/14/11

**ON BEHALF OF**

Signature:

Name:

Title:

Date:

6/13/2011